



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Age: 31		MARY MCCALL , Mother and Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: The Court will set a status hearing for the filing of the 6 th Account on Friday 10-17-14. 1. There are numerous "check enclosure" fees that appear to be a fee charged by the bank for return of the actual checks with the statements. The Court may require clarification as to whether there is an alternative offered by the bank for no fee, such as copies instead. 2. Current bond is \$473,149.00. It is unclear whether any of the accounts are blocked. The Court may require an increase in bond to \$777,480.49 (an increase of \$304,331.49) which includes cost of recovery pursuant to Probate Code §2320(c)(4) and Cal. Rules of Court 7.207. <i>(Note: It is unclear if any of the funds are in blocked accounts. If so, the Court may require clarification and recalculation.)</i>
		Current bond is \$473,149.00.	
		Account period: 6-19-10 through 6-19-12	
	Aff.Sub.Wit.		
✓	Verified	Accounting: \$703,107.58	
	Inventory	Beginning POH: \$592,382.79	
	PTC	Ending POH: \$663,437.54 (\$290,137.54 cash plus annuity)	
	Not.Cred.		
✓	Notice of Hrg	Conservator: Waived	
✓	Aff.Mail	Attorney: \$2,000.00 (per Local Rule)	
	Aff.Pub.		
	Sp.Ntc.	Petitioner prays for an Order approving, allowing and settling the 5 th Account and authorizing attorney fees.	
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	2620(c)		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10-15-12
			Updates:
			Recommendation:
			File 1 - McCall

Pro Per Renobato, Louie (Pro Per Petitioner, father)
 Pro Per Buik, Tara (Pro Per Petitioner, mother)
 Atty Stegall, Nancy J. (for Guardian Lynda Lockwood)

Petition for Visitation

Age: 11 years		LOUIE S. RENOBATO, father, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Page 2B is the <i>Petition for Visitation</i> filed by Tara Buik, mother. Continued from 10/10/2012. Minute Order states parties agree to participate in mediation today [10/10/2012] at 10:00 a.m. Matter continued to 10/18/2012. Note For Petitioner Louie Renobato: 1. If Court requires all parties pursuant to Probate Code §§ 1460 and 1511 to be served with notice, need proof of mailed service of the Notice of Hearing with a copy of the <i>Petition</i> for: <ul style="list-style-type: none"> Fivenico Renobato, paternal grandfather; Mary Lou Renobato, paternal grandmother. Note For Respondent Lynda Lockwood: 1. If Court requires all parties pursuant to Probate Code §§ 1460 and 1511 to be served with notice, need proof of mailed service of a copy of the Response for: <ul style="list-style-type: none"> Fivenico Renobato, paternal grandfather; Mary Lou Renobato, paternal grandmother.
		LYNDA LOCKWOOD, maternal grandmother, was appointed as Guardian on 11/3/2003. Sent notice by mail 8/29/2012.	
Cont. from 101012			
	Aff.Sub.Wit.	Mother: TARA BUIK, sent notice by mail 8/29/2012.	
✓	Verified		
	Inventory	Paternal grandfather: Fivenico Renobato	
	PTC	Paternal grandmother: Mary Lou Renobato	
	Not.Cred.	Maternal grandfather: No information; whereabouts unknown.	
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.	Petitioner requests the Court order visitation with the child based upon the following:	
	Sp.Ntc.	<ul style="list-style-type: none"> First and foremost, he wants to spend time with his daughter and have a relationship with her; He has tried to work outside the Court and maintain a verbal agreement with the Guardian to have visits during each month in past years, but their communication is very poor and he feels he is not getting enough time with his daughter; He believes it is very important that he has parenting time with his daughter so that he can build trust and values with her; He asks the Court to grant him the opportunity to visit his daughter every weekend or every other weekend, so he can fulfill his duties as a parent; He also would like birthday visits, and Thanksgiving and Christmas holiday visits; He would like all of his visitation time to be unsupervised. 	
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		~Please see additional page~	
		Reviewed by: LEG	
		Reviewed on: 10/15/12	
		Updates:	
		Recommendation:	
		File 2A - Buik	

Declaration of Guardian Lynda Lockwood in Response to Louie Renobato's Request for Visitation of Minor filed 9/26/2012 states:

- She was appointed legal Guardian of Arianna on 11/3/2003 pursuant to the consent of both Louie (father) and Tara (mother); prior to her appointment, she was Arianna's primary care provider;
- Tara was living with her when Arianna was born; when Arianna was ~6months old, Tara and Arianna moved into an apartment; Tara was evicted ~6 months later, and Arianna came back to live with her;
- From Arianna's birth, except for the 6-month period in early 2002, Arianna has resided with her and she has cared for her; even during the 6-month period Arianna did not live with her, she continued to babysit and care for Arianna on a regular basis;
- Louie has chosen not to be a part of Arianna's life and does not have a relationship with Arianna; Louie has only contacted Arianna a few times over the course of the last 11 years and that contact is generally by email asking how Arianna is doing;
- Louie has only had sporadic visits with Arianna and of short duration; Arianna has never had an overnight visit with Louie; Arianna is not bonded with Louie and is hesitant to give up her time with her friends and with extracurricular activities to spend time with Louie; Arianna does not know Louie well and is uncomfortable with him;
- She has never withheld Arianna from visiting Louie, and have encouraged Arianna to get to know her father; she cannot physically force Arianna to visit with Louie if she does not want to visit with Louie;
- Louie is requesting unsupervised visitation with Arianna every weekend, as well as holidays; such visitation is not possible; Arianna has visitation with her mother, Tara, on alternating weekends from 9:00 am to 5:00 pm on Saturday and Sunday;
- Because of Arianna's visitation with Tara, Arianna only has every other weekend free to spend with her friends, have slumber parties and other activities with children her own age; Arianna enjoys her free time, plays volleyball for her school, and is involved with her school's choir;
- Louie should be able to attend sporting events and extracurricular activities; she will provide Louie with Arianna's schedule to ensure he is aware of her extracurricular activities, in the event he wants to watch;
- Arianna should have the opportunity to gradually be introduced to Louie and become bonded with Louie;
- **She requests Arianna visit with Louie as follows: alternating Saturdays from 9:00 am to 5:00 pm;**
- Louie's visits must be coordinated so they do not fall on Tara's weekend;
- She also requests Arianna's wishes shall be respected with regard to visitation; thus, if Arianna feels uncomfortable after only a few hours, she can leave and will not be made to stay against her will; she is hopeful Arianna will enjoy her time with Louie and will grow her relationship with him;
- Any additional visitation shall occur by mutual agreement of the parties.

Guardian requests based upon the foregoing that the Court consider the proposed visitation schedule of alternating Saturdays from 9:00 am to 5:00 pm, and make reasonable visitation orders which do not include overnight visitation at this time, but that provide Louie the ability to participate in school and extracurricular activities.

Pro Per Buik, Tara (Pro Per Petitioner, mother)
 Pro Per Renobato, Louie (Pro Per Petitioner, father)
 Atty Stegall, Nancy J. (for Guardian Lynda Lockwood)

Petition for [Modification of] Visitation

Age: 11 years		TARA BUIK , mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		LYNDA LOCKWOOD , maternal grandmother, was appointed as Guardian on 11/3/2003. Sent notice by mail 10/2/2012.	Note For Petitioner Tara Buik: 1. Need proof of mailed service of the Notice of Hearing with a copy of the Petition for: • Louie S. Renobato, father; 2. If Court requires all parties pursuant to Probate Code §§ 1460 and 1511 to be served with notice, need proof of mailed service of the Notice of Hearing with a copy of the Petition for: • Fivenico Renobato, paternal grandfather; • Mary Lou Renobato, paternal grandmother.	
Cont. from		Father: LOUIE S. RENOBATO .		
<input type="checkbox"/>	Aff.Sub.Wit.	Paternal grandfather: Fivenico Renobato Paternal grandmother: Mary Lou Renobato Maternal grandfather: No information; whereabouts unknown.	Note For Respondent Lynda Lockwood: 1. Need proof of mailed service of the Notice of Hearing with a copy of the Petition for: • Louie S. Renobato, father; 2. If Court requires all parties pursuant to Probate Code §§ 1460 and 1511 to be served with notice, need proof of mailed service of a copy of the Response for: • Fivenico Renobato, paternal grandfather; • Mary Lou Renobato, paternal grandmother. ~Please see additional page~	
<input checked="" type="checkbox"/>	Verified	Petitioner requests the Court order visitation with the child based upon the following: <ul style="list-style-type: none"> On 11/3/2003, a guardianship was granted over her daughter, Arianna, and she was in complete agreement at the time as she was not in a position to take care of Arianna in the way she deserved; She consented to her mother, Lynda, to provide a safe home and maintain the well-being of her child while she straightened out her life; She appreciated her mother and Court providing her this opportunity; since the inception of these proceedings, she has relinquished her old ways and has been sober for years; She is requesting the Court allow her more time with her daughter; she has been complying with the Court order currently in place; ~Please see additional page~		
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: LEG	
			Reviewed on: 10/15/12	
			Updates:	
			Recommendation:	
			File 2B - Buik	

Petitioner requests, continued:

- She understands the choices she has made in the past were inappropriate for any mother to make; she has cleaned up her life, she has secure housing, and can provide for her daughter;
- She is not coming before the Court to make unnecessary accusations towards her mother;
- She believes it is in the best interest of Arianna to have a mother in her life that can provide for her; she is capable of doing that and is willing to prove it to the Court;
- She is requesting more time with Arianna, with a gradual increase to build their relationship, so at some point Arianna is able to reside in her residence;
- She is requesting visitation as follows: pick up Arianna from school every Friday, take her to her residence for overnight visits; return to Guardian, Lynda, on Sunday evenings at 7:00 p.m.;
- She would also like to have involvement in Arianna's school activities, sports events, award ceremonies, etc.;
- She is requesting the Court specify her educational rights because the school requires it; the current Court order states she is able to be involved in school events if she and Guardian mutually agree upon it;
- She is going through this Court process with the goal to end the guardianship and have Arianna back in her residence.

Declaration of Guardian Lynda Lockwood in Response to Louie Renobato's Request for Visitation of Minor filed 10/9/2012 states:

- Approximately every 6 months, Tara brings a motion to terminate the guardianship and/or to request more time with Arianna; Tara's main reason for filing a motion for visitation and/or termination of the guardianship is not to seek more time with Arianna, but instead as a means to get something she wants from her [Guardian];
- **Recent history of Requests for Visitation:**
 - Prior to the instant petition filed by Tara, she filed a petition on 12/7/2011; after the Court issued a Minute Order for the Court Investigator to interview Tara, Tara contacted her [the Guardian] and told her she would vacate the hearing if she [Guardian] complied with Tara's request to watch her 5-year-old son, **NOAH**, so that she could attend school and get a job; she agreed to Tara's demand, so Tara signed a stipulation to vacate the hearing (*please see Exhibit A for copies of text messages*); hearing was taken off calendar when she agreed to watch Noah;
 - On 8/31/2012, Tara filed the most recent petition to modify visitation; almost immediately after filing the petition, Tara contacted her, told her she filed the petition and stated she was willing to vacate the hearing if she [Guardian] would agree to babysit both Noah and her infant daughter, **SOPHIA** (*please see Exhibit B for copies of text messages*); Noah is a very behaviorally challenged child, and she [Guardian] cannot babysit him safely around her other children for any length of time; she told Tara she would not be able to babysit, thus Tara said she would continue with her petition; unfortunately, Tara does not want more visitation with Arianna, Tara only wants a means to manipulate her [Guardian];
 - On 8/28/2012, prior to Tara filing her 8/31 petition for visitation, Arianna's father, **LOUIE RENOBATO**, filed a petition for visitation; this is Louie's first request for visitation since she was granted guardianship of Arianna (with his approval) in 2003; Louie is requesting alternating weekends or every weekend with Arianna; in her response, she agreed to unsupervised visitation on alternating Saturdays from 9:00 a.m. through 5:00 p.m. Arianna is not bonded with Louie and does not have a relationship with him, and she is not comfortable at this time spending overnight with Louie;

~Please see additional page~

Guardian Lynda Lockwood's Response filed 10/9/2012, continued:**• Recent history of Requests for Visitation, continued:**

- Overnight visits with Tara are also not in Arianna's best interest, as Arianna fears for her safety in Tara's home and is afraid to spend the night;
- The 1-hour weekday was hard on Arianna and Tara, so she [Guardian] proposed Tara and Arianna have 4 hours every Wednesday and for an extended hour on both Saturday and Sunday (*please see Exhibit C for copies of text messages*); Tara originally agreed to the extra time with Arianna, then unexplainably said she did not want the additional time and wanted to leave it to the Court to decide; she [Guardian] was confused with Tara's abrupt change, but such a change in mood is common with Tara;
- Arianna has previously expressed to her counselor that she wants her [Guardian] to pick her up from school and deliver her to school, and that Tara not be allowed in her classroom; she is not privy to the actual reason for this request; she [Guardian] has observed Arianna's discomfort in certain situations involving her mother and her sensitivity to her peers; Arianna may need some time to involve her mother in a more intimate basis at her school; Tara should be able to attend sporting events and extracurricular activities;
- In addition to cooperation with regard to visits with Arianna, she has been supportive of Tara and her family by helping them in times of need with regard to food, gas money and payments for utilities; she and Tara remain close, but she is sometimes torn by Tara's requests as she does not consider them to be in Arianna's best interest at this time.

• Guardian's Concern about Arianna's Best Interests as Tara Remains Unstable:

- Tara remains unstable and has a 5-year-old son, Noah, who has extreme behavioral issues, and a newborn daughter, Sophia; it is difficult for Tara to manage Noah, and I often receive text messages from Tara expressing her frustration with Noah and questioning what she should do about his behavioral issues (*please see Exhibit D for copies of text messages*);
- She believes Noah shows many signs of perhaps autism, but Noah has not been diagnosed and is not currently receiving any behavioral or occupational therapy, nor is he on any medication; Noah hits and kicks people in the home, including Arianna, and the baby, and Noah throws objects and has given the baby a black eye; the baby's pediatrician counseled Tara to wear the baby in a sling at all times when Noah is in the home and to never allow Noah unsupervised around the baby; Arianna has told me she has to grab the baby and lock herself and the baby in a room to protect them from Noah when she is at Tara's home; Arianna has expressed that she fears Noah will hurt her or the baby, and she feels like it is her job to protect the baby from Noah;
- In addition to having to care for Noah and the baby, between 3/2011 and 12/2011, Tara lost two jobs; Tara has Bipolar Disorder and is prescribed two medications; Tara's behavior remains unstable and unpredictable; Tara is very impulsive and oblivious to others at times, which is frightening given Noah's behavior around the baby, and Tara continues to make demands that Arianna come live with her; Arianna feels pressured by Tara to be around her newly formed family, and Arianna expresses fear of Tara's boyfriend and Tara's son;
- On 3/28/2012, prior to the birth of the baby, Tara was seen by a social worker at the Fresno County Department of Behavioral Health, (*please see Exhibit E for copies of Plan of Care report*); Tara's self-reported goals was "not to be so overwhelmed with life...;" the report indicates Tara is depressed 4 – 5 days per week, overwhelmed and anxious, has parenting issues and blames other or personal choices; the social worker recommended Tara take her medication, remain clean and sober, and participate in therapy and work the 12 steps with a sponsor; Tara has given birth to her child and her symptoms have exacerbated;

~Please see additional page~

- **Guardian's Concern about Arianna's Best Interests, continued:**
 - To her [Guardian's] knowledge Tara does not participate in therapy or a program; Tara's stability is still very questionable;
 - Arianna remains concerned about Tara's insistence that Arianna's living arrangements should be changed; Arianna's security has been with me for such a long period of time that Arianna gets upset about a change; she believes Tara's discussions with Arianna are an effort to force Arianna to make choices about where she lives, and Arianna doesn't want to make this decision; these discussions are also causing Arianna to feel uncertain about where she will be living from day to day and if she will be removed from her [Guardian's] care; Arianna is upset and feels ill and sad too much of the time, and she should be allowed to be happy; Arianna gets confused and feels threatened when her mother becomes unstable, and is also bothered by her mother discussing things with her that are not appropriate.
- **Tara's Home Life is Not Stable: Tara recently lost her housing after failing to pay on time; Tara is in default on her agreed upon restitution; and Tara cannot provide food and/or gas money for herself.**
 - In her petition, Tara states she has a secure place to live for Arianna, she has cleaned up her life, and is stable; Tara is not stable; Tara currently has secure housing, but has only recently located a place to live after her prior lease was not renewed for late and non-payment (*please see Exhibit F for copies of move-out statement*); Tara was homeless for several weeks, and she [Guardian] does not know all reasons for eviction but does know Tara and her children were evicted and lived with various friends prior to locating her current home; Tara has not returned to work after the birth of the baby, and Tara and her family may again lose their housing;
 - In addition to her mental health, Tara only recently got off felony probation for writing bad checks; Tara was ordered to attend a Financial Accountability class and enrolled in the Fresno County District Attorney Bad Check Restitution Program; however, Tara has not made the agreed upon restitution payments;
 - Tara regularly asks her [Guardian] for food and gas money; she will agree to fill her gas tank and give her money for food; she feels bad that she cannot take the children to doctor's appointments, so she agrees to help Tara when she can; Tara is overwhelmed and frustrated with her current situation, and it is not in Arianna's best interest to spend overnights with Tara.
- **[Current Situation:]**
 - Prior to her appointment as Guardian, she was Arianna's primary care provider; Tara was living with her when Arianna was born;
 - Arianna does not want to live with her mother, and will have no problem saying this to the Court Investigator;
 - Arianna is thriving in her home, does well in school, loves sports, is involved in volleyball and will be starting basketball soon; Arianna is also in choir, and she does well in any activity she chooses; Arianna has many friends and likes to invite them over to her home for slumber parties, and likes to go to friend's homes for sleepovers; Arianna is a well-adjusted child and has done well with the guardianship;
 - Tara has graduated from supervised to unsupervised visitation time with Arianna; she has filed 10 requests for termination of the guardianship and for changes to the visitation orders relating to Arianna in the past, with the last petition filed ~9 months since 12/2011 petition.

~Please see additional page~

Guardian asks the Court for the following:

1. The Court Investigator speak with Arianna;
2. The Court Investigator meet with Tara to determine her stability for increased time with Arianna and the stability of her home;
3. The Court consider the proposed visitation schedule which provides reasonable orders not including overnight visitation as this time, but allows Tara to participate in school and extracurricular activities that do not involve classroom time, as follows:
 - (a) Alternating Saturday and Sunday visitations remain the same, 9:00 a.m. to 5:00 p.m.
 - (b) Weekly Tuesday visitations from 5:30 p.m. to 7:30 p.m. be added;
 - (c) Weekly Wednesday visitations from 2:00 p.m. to 7:00 p.m. be added;
 - (d) Additional times will be provided with Guardian's attendance, such as dinners out and weekend trips, as they have been doing;
 - (e) Tara be invited to attend any and all school-related and extracurricular activities involving Arianna; and
 - (f) All other orders should remain in full force and effect.

DOD: 7/30/2007		<p>SAMI MOHAMMED ABDULLAH ALREFAEL, Executor, is petitioner.</p> <p>Petitioner states there are no assets to be administered. The only asset of the estate was a residence located at 1749 W. Donner Ave. This asset was never presented to this court for inventory because the residence was the subject of a property settlement in the dissolution of the Decedent's marriage. In Fresno Superior Court case #02CEFL04235. Decedent was divorced at the time of his death, but the property issues had not settled at the time of his death. Pursuant to the property settlement in the dissolution matter, the residence was sold and the proceeds were distributed 25% to Katrina Whitworth (mother of the Decedent's children) as her community property share of such residence, 25% to Jihad Mohammed Abdullah-Alrefai, 25% to Zainab Mohammed Abdulla-Alrefai and 25% to Amir Mohammed Abdullah-Alferai. The proceeds distributed to the minor children were deposited into individual custodial accounts for each child pursuant to the settlement, with Robert Cross, Attorney at Law, as custodian. There are no assets in this estate subject to probate.</p> <p>Creditor's claims were file, approved and personally paid by the Executor, as follows:</p> <ul style="list-style-type: none"> Henry Lima loan to decedent. Amount: \$10,000.00 Robert Koligian, attorney fees for decedent's dissolution. Amount \$11,341.00; Aubrey A. Schaich and Debora Ann Schaich loan to decedent. Amount: \$3078.58; Although no creditor's claim was filed, Petitioner entered into a settlement of a claim from Samuel Campos for services to decedent in the amount of \$7,500.00 <p>Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>	
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W/
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			11/13/07
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			

Reviewed by: KT

Reviewed on: 10/15/12

Updates:

Recommendation:

File 3 - Qayed

Petitioner prays for an Order:

1. The Petition for probate of the estate be dismissed;
2. Sami Mohammed Abdullah-Alferael, Executor be discharged as Executor.

Petition for Appointment of Temporary Conservatorship of the Person and Estate

Age: 69 years		<u>GENERAL HEARING 11/8/2012</u>		NEEDS/PROBLEMS/COMMENTS:	
		I'ISHA COOLEY, daughter is petitioner and requests appointment as temporary conservator of the person and estate with \$101,066.14 placed into a blocked account.		Court Investigator Advised Rights on 10/4/12	
				Conservatee's sister, Ruby Jones, was appointed conservator on 3/25/2008 therefore there is no vacancy in the office of conservator.	
Cont. from				Petition for Order Removing Conservator is set for hearing on 11/8/2012.	
	Aff.Sub.Wit.			<ol style="list-style-type: none"> Petition does not address bond. Based on the information provided in the petition, bond should be set at \$110,597.84. (Value of the estate \$192,421.80, plus additional recovery amount \$19,242.18 less the funds that are to be placed into a blocked account \$101,597.84). Proposed Order fixes bond at \$212,000 and does not place any funds into a blocked account. 	
✓	Verified		RUBY JONES, sister, was appointed conservator of the person and estate on 3/25/2008.		
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg		Estimated value of the estate:		
			Personal property - \$163,299.80		
			Annual income - \$29,122.00		
✓	Aff.Mail	W/	Total - \$192,421.80		
	Aff.Pub.		Petitioner alleges: The current conservator is unable to care for or protect the Conservatee and is over a year late in filing the second accounting and is not acting in the best interest of the conservatee. Conservatee suffered an attack from the Conservatee's grandson and is unconscious.		
	Sp.Ntc.				
	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections		Court Investigator Charlotte Bien's Report filed on 10/9/12		
	Video Receipt			Reviewed by: KT	
✓	CI Report			Reviewed on: 10/15/12	
	9202			Updates:	
✓	Order			Recommendation:	
	Aff. Posting			File 4 – Cooley	
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				

Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C.
 1820, 1821, 2680-2682)

Age: 68		TEMPORARY EXPIRES 10-18-12	NEEDS/PROBLEMS/COMMENTS: <u>Court Investigator advised rights on 8-21-12.</u> <u>Continued from 9-6-12. As of 10-12-12, nothing further has been filed.</u> <u>Note:</u> The temporary order also authorized Petitioner to move the Conservatee's residence to reside with Petitioner. <u>Note:</u> Examiner notes that the Petitioner also checked boxes for additional powers under Probate Code §§ 2590, 2351-2358, limited conservatorship, and dementia powers. 1. Need Capacity Declaration (GC-335) with Dementia Attachment (GC-335A) for consideration of medical consent and dementia medication and placement powers. <u>Note: Petitioner attached a physician's statement to her Confidential Supplemental Information form; however, the Capacity Declaration is a mandatory Judicial Council form that is necessary for the Court to make the findings required to grant medical consent and dementia powers. See GC-335.</u> SEE PAGE 2
		ISABEL BARRIENTOS , daughter, is Petitioner and requests appointment as Conservator of the Person and Estate with medical consent and dementia medication and placement powers without bond.	
Cont. from 090612		VOTING RIGHTS <u>NOT</u> AFFECTED	
<input type="checkbox"/>	Aff.Sub.Wit.	Need Capacity Declaration.	
<input checked="" type="checkbox"/>	Verified	Petitioner states: Petition is blank. No facts are provided.	
<input type="checkbox"/>	Inventory	Court Investigator Charlotte Bien filed a report on 8-27-12.	
<input type="checkbox"/>	PTC	Probate Referee: Steven Diebert	
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10-12-12
			Updates:
			Recommendation:
			File 9 - Barrientos

NEEDS/PROBLEMS/COMMENTS:

2. Need Citation (GC-322).
3. Need proof of personal service of Citation with a copy of the Petition at least 15 days prior to the hearing pursuant to Probate Code §1824 on Mr. Barrientos.
4. Need Notice of Hearing (Form GC-020).
5. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code §1822.

Note: Petitioner does not list relatives on the Petition; however, the Court Investigator's Report indicates the following relatives:

- Guadalupe Barrientos (Spouse)
- Diana Gamez (Daughter)
- Alice Ayala (Daughter)
- Demetrio Barrientos (Son)
- Sylvia (Daughter)
- Cindy (Daughter)

6. Need Video Receipt (Local Rule 7.15.8.)
7. Need bond of \$16,500.00. Petitioner requests appointment as conservator of the estate without bond; however, bond is required for every conservator of the estate including cost of recovery pursuant to Probate Code 2320(c)(4) and Cal. Rules of Court 7.207. Petitioner states the estimated value of the estate is \$15,000.00; therefore Examiner calculates bond should be \$16,500.00.
8. If granted, the Court will set status hearings as follows:
 - Filing of bond (Date to be determined)
 - Filing of Inventory and Appraisal (Date to be determined)
 - Filing of First Account (Date to be determined)

Note: Due to the above issues, continuance for compliance may be necessary. Examiner has retained the Order and will prepare accordingly if/when granted.